

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Darryl V. Landvater

Serial No.: 09/899,593

Filed: July 5, 2001

Title: Method and System For Retail Store Supply Chain Sales Forecasting and Replenishment Shipment Determination

Group Art Unit: 3624

Examiner: Jarrett, Scott L.

Confirmation No.: 4023

Attorney Docket No.: 06521-00007

Commissioner for Patents
Washington, D.C. 20231

May 18, 2009

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

In the Examiner's statement of reasons for allowance accompanying the Notice of Allowability in the above-identified patent application, in the first full paragraph on page 5, beginning three lines from the bottom of the page, the Examiner references Applicant's arguments "filed July 22, 2008 . . ." In reality, these arguments were submitted July 22, 2007.

In reviewing the statement for reasons of allowance, a typographical error was observed on page 13, paragraph 2, line 4, of the Response to First Office Action After RCE submitted on July 22, 2007 (aka, Applicant's arguments). The word "not" was inadvertently omitted before the word "yield" in the second sentence in the second full paragraph on page 13 of this Response. This second sentence should have read "[u]sing any of these techniques in connection with the claimed invention would **not** yield the results achieved by 'multiplying a random number times a summation . . .,' as recited in claim 1." The absence of the word "not" was clearly evident given the context of the sentence and paragraph in which the word was omitted.

Applicant would like to express his appreciation to Examiner Jarrett for the time spent conducting interviews with Applicant's attorney, Larry Meier, on October 30, 2008 and on November 7, 2008. During the interview, possible changes to the claims to place them in condition for allowance were discussed. Agreement was reached that the pending claims, as amended above, would be allowable.

Respectfully submitted,

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